

# LYNCHBURG CITY COUNCIL

## Agenda Item Summary

MEETING DATE: **March 12, 2002**

AGENDA ITEM NO.: 12

CONSENT: **X**

REGULAR:

CLOSED SESSION:

ACTION: **X**

INFORMATION:

(Confidential)

ITEM TITLE: **Change In City Code Section 36-132 To Withhold A Vehicle Decal For Unpaid Parking Tickets.**

RECOMMENDATION: To adopt an ordinance to amend SECTION 36-132 of the City Code, to provide for the collection of any unpaid parking tickets prior to the issuance of a vehicle decal.

SUMMARY: The Billings and Collections Division of the Department of Financial Services continues to look for opportunities to improve the collection of City debts. Section 46-752 (D) of the State Code enables local governments to enact ordinances that prohibit the issuance of a vehicle decal if the taxpayer has unpaid parking tickets. This change in the City Code will add to the current authority of the City to refuse to issue a decal for unpaid Personal Property taxes.

PRIOR ACTION(S): None

FISCAL IMPACT: Undetermined

CONTACT(S): Mike Hill 847-1308 EXT 293  
Susan Hargis 847-1470 EXT 258

ATTACHMENT(S): Revised City Code Section 36-132.

REVIEWED BY:

AN ORDINANCE TO AMEND AND REENACT SECTION 36-132 OF THE CODE OF THE CITY OF LYNCHBURG, 1981, THE AMENDED SECTION RELATING TO WITHHOLDING A VEHICLE DECAL FOR UNPAID PARKING TICKETS.

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BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNCHBURG:

1. That Section 36-132 of the Code of the City of Lynchburg, 1981, be and the same is hereby amended and reenacted as follows:

Sec. 36-132. Personal property tax and parking ticket prerequisite.

(a) No officer, agent or employee of the city authorized to issue any motor vehicle license plate required under the provisions of this division shall issue any motor vehicle license plate to any person unless and until such person shall exhibit to such officer, agent or employee evidence of filing, signed by the commissioner of the revenue, or his designee, setting forth that the taxable tangible personal property annual filing has been made. The requirements of this section shall be in addition to the requirements of existing law but shall not be applicable to any person who, under the laws of the commonwealth, was not legally assessable with personal property for the preceding tax year. Any person falsely certifying to any fact required to be certified by this section shall be deemed guilty of a class 4 misdemeanor. Any officer, agent or employee authorized to issue a motor vehicle license plate who shall issue the same in violation of this section shall be guilty of a misdemeanor.

(b) No motor vehicle, trailer or semi-trailer shall be licensed by the city unless and until the applicant for such license shall have produced satisfactory evidence to the city motor vehicle license officer of the following: (i) that all personal property taxes upon the motor vehicle, trailer or semi-trailer to be licensed have been paid which have been properly assessed or are assessable against the applicant by the city; (ii) that any delinquent personal property taxes assessed or assessable by the city on any other motor vehicle, trailer or semi-trailer previously or currently owned by the applicant have been paid; and, the personal property taxes assessed or assessable by the city on any tangible personal property used or usable as a dwelling titled by the department of motor vehicles and owned by the applicant have been paid.

(c) No motor vehicle, trailer, or semitrailer shall be licensed by the city unless all fines owed to the city by the owner of the vehicle, trailer, or semitrailer for violation of the city's ordinances governing parking of vehicles have been paid. The provisions of this subsection shall not apply to vehicles owned by firms or companies in the business of renting motor vehicles.

2. That this ordinance shall be effective on its adoption.

Adopted:

Certified:

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Clerk of Council